

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE BILAL NAZKI
and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 5104 of 2004

Between:

M/s Central Power Distribution Company of A.P.Limited, Red Hills,
Hyderabad represented by its Chief General Manager Expenditure, Sri
Jamaluddin.

..... PETITIONER

AND

- 1 The Assistant Commissioner (CT-IV), Enforcement Wing, Hyderabad.
- 2 The Commercial Tax Officer, Khairatabad Circle, Hyderabad.
- 3 The Appellate Deputy Commissioner (CT), Punjagutta Division,
Hyderabad.
- 4 The Additional Commissioner (CT), Andhra Pradesh, Hyderabad.
- 5 The Branch Manager, State Bank of Hyderabad, Gunfoundry
Branch, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or Order or direction particularly one in the nature of Writ of Certiorari after calling for the records and quash the garnishee notice dated 01-03-2004 issued by the second respondent to the fifth respondent and grant stay of collection of the disputed Entry Tax of Rs.2,12,98,452/- arising in pursuance of the orders of the first respondent dated 10-09-2003 passed in CCT's Enft.Ref.No.Ac-IV/27/2003 pending disposal of the appeal before the third respondent.

For the Petitioner:MR.SKRISHNA MURTHY, Advocate.

**For the Respondent Nos. 1 to 4 : The Government Pleader for
COMMERCIAL TAXES**

For the Respondent No.5 : None appeared.

The Court Made the Following :

ORDER : (Per Sri Bilal Nazki, J).

It is submitted by the Counsel for the petitioner that the Writ Petition has become infructuous. Therefore this Writ Petition is dismissed as 'infructuous'.

ASST.REGISTRAR

//TRUE COPY//

SECTION OFFICER

ajr.

- 1 The Assistant Commissioner (CT-IV), Enforcement Wing, Hyderabad.
- 2 The Commercial Tax Officer, Khairatabad Circle, Hyderabad.
- 3 The Appellate Deputy Commissioner (CT), Punjagutta Division, Hyderabad.
- 4 The Additional Commissioner (CT), Andhra Pradesh, Hyderabad.
- 5 The Branch Manager, State Bank of Hyderabad, Gunfoundry Branch, Hyderabad.
- 6 Two C.Cs. to the Government Pleader for Commercial Tax, High Court buildings, Hyderabad (O.U.T).
- 7 Two C.D. copies.